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Attorney for Plaintiff,
SHARON LEMKE

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

SHARON LEMKE,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 2:23-cv-00698-JDP

STIPULATION AND ~~PROPOSED~~ ORDER
FOR MODIFICATION OF SCHEDULING
ORDER [ECF No. 4]

Subject to the approval and any further orders of the Court, the parties, by and through counsel of record, stipulate and agree that the scheduling order for Social Security cases in this action [ECF No. 4] should be modified. Plaintiff's time to move for summary judgment should be extended from 9/26/2023 to 10/26/2023, all other deadlines to be determined by reference to the Court's scheduling order, and that good cause supports the extension of time.

This is Plaintiff's third request for modification of the scheduling order. Good cause supporting the extension of the filing deadline includes the administrative record is unusually large, exceeding 2200 pages, such that counsel has been unable to complete Plaintiff's motion for summary judgment to the professional standards of the Court, as of the date of this stipulation, despite diligence in new drafting and requires the further extension to do so considering intervening deadlines associated with an upcoming one month civil trial currently scheduled to commence November 14, 2023.

This request is made jointly in good faith, without dilatory motive, and not for purposes of

undue delay or to prejudice the interest of any party.

SO STIPULATED AND AGREED, September 26, 2023

WEEMS LAW OFFICES

PHILLIP A. TALBERT,
United States Attorney
MATHEW W. PILE,
Assoc. Gen. Counsel, Soc. Sec. Admin.
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/s/Robert C. Weems

By: /s/ Franco L. Becia

ROBERT C. WEEMS,
Attorney for Plaintiff

FRANCO L. BECIA
Sp. Asst. U.S. Attorney,
Attorney for Defendant
(per email authorization)

~~PROPOSED~~ ORDER

IT IS SO ORDERED.

Dated: October 4, 2023


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE